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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: FUKADA=1

|                            |   |                          |
|----------------------------|---|--------------------------|
| In re Application of:      | ) | Art Unit: 1742           |
|                            | ) |                          |
| Kazunori FUKADA            | ) | Examiner: H. WILKINS III |
|                            | ) |                          |
| Appln. No.: 09/830,645     | ) | Washington, D.C.         |
|                            | ) |                          |
| Date Filed: April 30, 2001 | ) | Confirmation No. 1868    |
|                            | ) |                          |
| For: MEMBER OF AIR MOTOR   | ) | December 19, 2003        |

REPLY TO FINAL ACTION: AMENDMENT AND REMARKS

Mail Stop AF  
Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Replying to the final Office Action mailed July 22, 2003, petition for two months' extension of time and two months' late fee being attached hereto, please amend as follows:

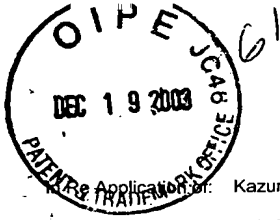
**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.

12/23/2003 SZEWDIE1 00000002 09830645

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kazunori FUKADA  
Application No.: 09/830,645  
Nationalized: April 20, 2001  
For: MEMBER AIR MOTOR  
Confirmation No.: 1868

Art Unit: 1742  
Examiner: H. Wilkins III  
Washington, D.C.  
Atty.'s Docket: FUKADA=1  
Date: December 19, 2003

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Mail Stop AF

THE COMMISSIONER OF PATENTS AND TRADEMARKS  
Arlington, VA 22202

RESPONSE UNDER 37 CFR 1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 1742

Sir:

Transmitted herewith is a [XX] REPLY TO FINAL ACTION: AMENDMENT AND REMARKS in the above-identified application.

- [ ] Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted  
[ ] A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.  
[ ] No additional fee is required.

The fee has been calculated as shown below:

|   | (Col. 1)                                  |       | (Col. 2)                              | (Col. 3)                   |
|---|---|-------|---------------------------------------|----------------------------|
|   | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |       | HIGHEST NO.<br>PREVIOUSLY<br>PAID FOR | PRESENT<br>EXTRA<br>EQUALS |
| TOTAL                                     | * 13                                      | MINUS | ** 20                                 | 0                          |
| INDEP.                                    | * 1                                       | MINUS | *** 3                                 | 0                          |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |   |       |                                       |                            |

| SMALL ENTITY         |                   |
|----------------------|-------------------|
| RATE                 | ADDITIONAL<br>FEE |
| x 9                  | \$                |
| x 42                 | \$                |
| + 140                | \$                |
| ADDITIONAL FEE TOTAL |                   |

| OTHER THAN SMALL ENTITY |                   |
|-------------------------|-------------------|
| RATE                    | ADDITIONAL<br>FEE |
| x 18                    | \$                |
| x 84                    | \$                |
| + 280                   | \$                |
| TOTAL                   |                   |

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.  
\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.  
\*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[XX] Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[XX] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity  
Response Filed Within  
[ ] First - \$ 55.00  
[ ] Second - \$ 210.00  
[ ] Third - \$ 475.00  
[ ] Fourth - \$ 740.00  
Month After Time Period Set

Other Than Small Entity  
Response Filed Within  
[ ] First - \$ 110.00  
[XX] Second - \$ 420.00  
[ ] Third - \$ 950.00  
[ ] Fourth - \$ 1480.00  
Month After Time Period Set

[ ] Less fees (\$ ) already paid for month(s) extension of time on

[ ] Please charge my Deposit Account No. 02-4035 in the amount of \$

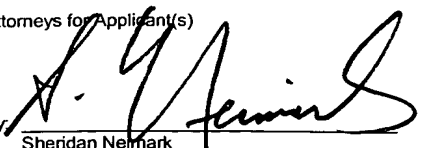
[XX] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ 420.00.

[ ] A check in the amount of \$ is attached (check no. ).

[XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK

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